

AGILENT TECHNOLOGIES, INC.
 Legal Department, DL429
 Intellectual Property Administration
 P. O. Box 7599
 Loveland, Colorado 80537-0599

PATENT APPLICATION

ATTORNEY DOCKET NO. 10970913-2

IN THE
 UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Hillery, et al.

Serial No.: 09/558302

Examiner: Bayard, Emmanuel

Filing Date: 04/25/2000

Group Art Unit: 2631

Title: Approximating Signal Power And Noise Power In A System

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AUG 07 2003

Technology Center 2600

COMMISSIONER FOR PATENTS
 PO Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
 () New fee as calculated below () Supplemental Declaration
 (X) No additional fee (Address envelope to "Box Non-Fee Amendments")
 () Other: _____ (fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	5	MINUS	20	= 0	X \$18	\$ 0
INDEP. CLAIMS	1	MINUS	3	= 0	X \$84	\$ 0
[] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$280	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$410.00	3RD MONTH \$930.00	4TH MONTH \$1450.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

I hereby certify that this paper is being facsimile
 transmitted to the Patent and Trademark Office on
 the date shown below.

Date of Facsimile: Aug. 05, 2003

Typed Name: Katherine Lopez Diangson

Signature: 

Respectfully submitted,

Hillery, et al.

By 

Judy Liao Shie

Attorney/Agent for Applicant(s)
 Reg. No. 50,305

Date: Aug. 05, 2003

Telephone No.: (408) 345-8920

Attorney Docket #10970913-2

() I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on the date shown below: Date of Facsimile: <u>August 05, 2003</u> Typed Name: <u>Katherine Lopez Dianson</u> Signature: <u>Katherine Lopez Dianson</u>

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Amendment

Dear Sir:

In response to the Office Action dated 21 May 2003, having a three-month statutory period expiring 21 August 2003, Applicants respectfully request reconsideration of the Application in view of the following Remarks.

STATUS OF APPLICATION

Claims 17-20 were rejected under 35 U.S.C. §102(b) as being anticipated by USPN 5,657,354 to Thesling, III et al (hereinafter, Thesling).

Claim 21 was objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.